

NOV 10 2003

RCE/3723



PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/024,925
Filing Date	December 19, 2001
First Named Inventor	Shane A. Straw, Sr.
Art Unit	3723
Examiner Name	Watson, Robert C.
Attorney Docket Number	MDYNE?F086 OLD# 9553085-U

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☒ Other Request for Reconsideration filed on September 3, 2003 + Amendments
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required.)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-0265

- i. ☐ RCE fee required under 37 CFR 1.17(e) 11/12/2003 AWONDAF1-00000125 10024925
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 OP
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 770.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Robert H. Earp, III	Registration No. (Attorney/Agent)	41,004
Signature	<i>Robert H. Earp, III</i>	Date	11-7-03

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

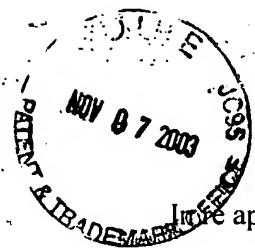
Name (Print/Type)		Date	
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
NOV 14 2003

TECHNOLOGY CENTER R3700



●V081173233US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Shane A. Straw, Sr., et al. Group Art Unit: 3723
Serial No.: 10/024,925 Examiner: Watson, Robert C.
Filing Date: December 19, 2001 Docket No.: MDYNE/F086
(formerly) 955-3085-U
Title: Screw Nut Holder for Heavy Duty Jack Assembly

Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. 1.10

Dear Sir:

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated below and is addressed to Mail Stop:RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450

RECEIVED
NOV 14 2003

EV 081173233US

Express Mail Label Number TECHNOLOGY CENTER R3700

November 7, 2003

Date of Deposit

Ondrea Saffo

Signature of Person Mailing Papers

Name of Person Signing Certificate

Documents Enclosed:

1. Transmittal Letter
2. RCE Transmittal Form
3. Check for \$770.00 for filing of the RCE
4. Return Receipt Postcard



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Shane A. Straw, Sr., et al. Group Art Unit: 3723
Serial No.: 10/024,925 Examiner: Watson, Robert C.
Filing Date: December 19, 2001 Docket No.: MDYNE/F086
(formerly) 955-3085-U
Title: Screw Nut Holder for Heavy Duty Jack Assembly

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
NOV 14 2003
TECHNOLOGY CENTER R3700

TRANSMITTAL FOR REQUEST FOR CONTINUED EXAMINATION


Dear Sir:

Enclosed please find a Request for Continued Examination (RCE) under 37 CFR 1.114 for the above-identified application. Applicants filed a Request for Reconsideration and a Notice of Appeal on September 3, 2003. The Examiner's Office Action dated October 2, 2003, indicated that Applicants' proposed amendments will not be considered on the grounds that the amendments raised new issues that would require further consideration and/or search. Therefore, Applicants are filing this RCE under 37 CFR 1.114, requesting that all amendments and arguments provided in the Request for Reconsideration mailed September 3, 2003, be entered and considered.

Enclosed is an RCE and a check in the amount of \$770.00 for the fee under 37 CFR 1.17 (e). This RCE is being filed within the 2 month period for filing an Appeal Brief (return postcard for Notice of Appeal dated September 8, 2003). Therefore, no additional fees are believed due. However, please charge any additional required fees or credit any over-payment to our Deposit Account No. 13-0265.

Respectfully submitted,

Date: 11-07-03



Robert H. Earp, III, Reg. No. 41,004
McDonald Hopkins, Co., LPA
2100 Bank One Center
600 Superior Avenue, E.
Cleveland, OH 44114-2653
(216) 430-2003

Enclosures